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Docket: 0756-2095

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT application of)	ISSUE BRANCH
Shunpei YAMAZAKI)	
Serial No. 09/499,619)	Group Art Unit: 2814
Filed: February 7, 2000)	Examiner: N. Ngo
For: ELECTRO-OPTICAL DEVICE AND)	Confirmation No. 1510
METHOD FOR MANUFACTURING)	
THE SAME)	

LETTER REGARDING PAYMENT OF ISSUE FEE

Honorable Assistant Commissioner of Patents

Washington, D.C. 20231

Sir:

It is respectfully requested that the Issue Fee paid on July 10, 2001 be applied towards the current Issue Fee due January 28, 2004. The difference in the fee increase of \$30.00 is attached hereto. Also, attached is the new Issue Fee Transmittal Form PTOL-85, along with a copy of Petition granting the Withdrawal from Issue indicating that the Issue Fee may be reapplied in this matter.

Respectfully submitted,

Eric J. Robinson
Reg. No. 38,285

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on 1/23/04



UNITED STATES PATENT AND TRADEMARK OFFICE



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OFFICE OF PETITIONS

In re Application of
Shunpei Yamazaki
Application No. 09/499,619
Filed: February 7, 2000
Attorney Docket No. 0756-2095

ON PETITION

This is a decision on the petition under 37 CFR 1.313(c)(2), filed October 1, 2003, to withdraw the above-identified application from issue after payment of the issue fee.

The petition is **GRANTED**.

The above-identified application is withdrawn from issue for consideration of a submission under 37 CFR 1.114 (request for continued examination). See 37 CFR 1.313(c)(2).

Petitioner is advised that the issue fee paid on September 26, 2003, using a Certificate of Mailing under 37 CFR 1.8 dated September 22, 2003, in the above-identified application cannot be refunded. If, however, the above-identified application is again allowed, petitioner may request that it be applied towards the issue fee required by the new Notice of Allowance.¹

Telephone inquiries relating to this decision should be directed to the undersigned at (703) 305-9220.

After receipt in the Office of Petitions, the application will be forwarded to Technology Center AU 2814 for further processing of the request for continued examination under 37 CFR 1.114.

Sherry D. Brinkley
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy

¹The request to apply the issue fee to the new Notice may be satisfied by completing and returning the new Issue Fee Transmittal Form PTOL-85(b), which includes the following language thereon:

"Commissioner for Patents is requested to apply the Issue Fee and Publication Fee (if any) or re-apply any previously paid issue fee to the application identified above." Petitioner is advised that, whether a fee is indicated as being due or not, the Issue Fee Transmittal Form must be completed and timely submitted to avoid abandonment. Note the language in bold text on the first page of the Notice of Allowance and Fee(s) Due (PTOL-85).